

Message Text

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DRAFTED BY S/R:ORM:FRJAMESON:CML

APPROVED BY S/R - LAWIESNER

ARA/CAR - MR. SIMMS (PHONE)

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FM SECSTATE WASHDC

TO INS MIAMI

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INS FOR MR J.C. WHITE

E.O. 11652: N/A

TAGS: SREF, HA

SUBJECT: CLAIMS TO ASYLUM OF 44 HAITIANS

REF: TELEX 192154Z FROM INS MIAMI

1. ACCORDING TO THE INFORMATION PROVIDED IN REFTEL FORTY-ONE OF THE GROUP OF HAITIANS MAKE NO CLAIM TO PRIOR PERSECUTION, IMPRISONMENT, OR POLITICAL AFFILIATION BEFORE THEIR DEPARTURE FROM HAITI. THEY STATE THAT THEY CAME TO THE UNITED STATES TO FIND WORK AND SUPPORT THEIR FAMILIES IN HAITI. WE DO NOT BELIEVE ANY OF THESE HAS A VALID CLAIM TO ASYLUM ON THE BASIS OF THE FACTS PROVIDED.

2. JOSEPH LOURDES DERAMEAU (A20 185 970) CLAIMS THAT HE CANNOT RETURN TO HAITI WITHOUT A PASSPORT. WE DO NOT BELIEVE THAT MR. DERAMEAU FACES PERSECUTION UPON RETURN TO HAITI DUE TO THE FACT HE DEPARTED THE COUNTRY WITHOUT PROPER DOCUMENTATION. SUCH DOCUMENTATION COULD LIKELY BE OBTAINED FROM THE HAITIAN CONSULATE AT MIAMI. THUS, WE DO NOT BELIEVE THAT MR. DERAMEAU HAS A VALID CLAIM TO ASYLUM

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ON THE BASIS OF THE FACTS PROVIDED.

3. MIKA MICHEL (A20 185 979) CLAIMS THAT HE WAS JAILED FOR SOME 15 DAYS IN THE PERIOD 1962 TO 1966 DUE TO HIS ABSENCE FROM THE POLICE FORCE HIS THEN EMPLOYER WHILE CHANGES WERE BEING MADE IN THAT ORGANIZATION. HE NONETHELESS APPEARS TO HAVE LIVED WITHOUT PROBLEM IN HAITI FROM THAT TIME UNTIL

ABOUT SIX MONTHS AGO WHEN HE WENT TO THE BAHAMAS. IT DOES NOT APPEAR THAT THAT ARREST CONSTITUTED POLITICAL PERSECUTION IN THE ACCEPTED SENSE OF THE TERM. THUS, WE DO NOT BELIEVE THAT MR. MICHEL HAS MADE A VALID CLAIM TO ASYLUM ON THE BASIS OF THE FACTS PROVIDED.

4. WILLIE VALSIN (A20 185 980) CLAIMS THAT HIS PARENTS WERE ARRESTED BY POLICE FOR SOME UNKNOWN REASON IN 1969 AND HE ASSUMES THAT THEY WERE KILLED BY THE POLICE. IT DOES NOT APPEAR THAT HE HAS REASON TO FEAR RETURN IN VIEW OF HIS LACK OF DIFFICULTY FROM 1969 UNTIL HIS APPARENT RECENT DEPARTURE. HOWEVER, WE RECOMMEND THAT HE BE QUESTIONED REGARDING THE INCIDENT AND BE REQUESTED TO PROVIDE THE FOLLOWING SPECIFIC INFORMATION: CAN HE PROVIDE FURTHER INFORMATION AS TO WHY HIS PARENTS WERE ARRESTED?; WAS HE QUESTIONED OR DETAINED BY THE POLICE SUBSEQUENT TO THEIR ARREST?; WHAT EVIDENCE DOES HE HAVE THAT HIS PARENTS WERE KILLED BY THE POLICE?

5. ON THE BASIS OF THE INFORMATION THUS FAR SUBMITTED, WE ARE UNABLE TO CONCLUDE THAT THESE FORTY-FOUR HAITIANS SHOULD BE EXEMPTED FROM REGULAR IMMIGRATION PROCEDURES ON THE GROUNDS THAT THEY WOULD SUFFER PERSECUTION ON ACCOUNT OF RACE, RELIGION, NATIONALITY, POLITICAL OPINION, OR MEMBERSHIP IN A PARTICULAR SOCIAL GROUP SHOULD THEY RETURN TO HAITI. SHOULD THEY PRESENT ADDITIONAL INFORMATION WHICH TO THE SERVICE SEEMS TO REQUIRE FURTHER REVIEW, WE WILL BE GLAD TO GIVE FURTHER CONSIDERATION TO THESE CASES. KISSINGER

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